

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

DOCKETING DEPARTMENT

NOTICE OF FILING

DOCKET NO. 2009-197-C

IDS Telecom Corp. (“IDS”), Now Communications, Inc. (“NOW”), both wholly owned subsidiaries of Cleartel Communications, Inc. (“CCI”) (CCI, IDS, and NOW collectively, “Sellers”) and Birch Telecom of the South, Inc. d/b/a Birch Communications (“Birch”), a wholly owned subsidiary of Birch Communications, Inc. (“BCI”) (Birch or BCI, “Purchaser”) (IDS, NOW and BCI collectively, the “Applicants”), pursuant to S.C. Code Ann. §58-9-310, have filed with the Public Service Commission of South Carolina (“Commission”) a request to approve the transfer of certain customers and related assets from Sellers to Purchaser. Upon the approval, Birch will acquire from the Sellers approximately 22 presubscribed residential customers, 283 presubscribed business customers and 192 prepaid local customers (the “Customers”) and the customer related data, databases, and customers’ records needed to support the provision of local and interexchange telecommunications services to the Sellers’ subscribers. Further, if the Application is approved, Birch will assume all managerial, technical and financial responsibilities in connection with the operation of the retail services to be provided to the affected IDS and NOW Customers in South Carolina. The transaction does not involve a merger or consolidation, nor does the transaction require financing. Upon the completion of the transaction and migration of customers to Birch, IDS and NOW will no longer offer telecommunications services in South Carolina, and IDS and NOW will surrender their authorizations in a separate filing.

A copy of the Application is on file in the offices of the Commission, 101 Executive Center Drive, Columbia, South Carolina 29210, the Commission’s website at www.psc.sc.gov, and is available from Carey Roesel, Consultant, Technologies Management, Inc., 2600 Maitland Center Parkway, Suite 300, Maitland, FL 32751.

A public hearing, if scheduled, will be held in Columbia, South Carolina in the offices of the Commission at the above address, for the purpose of receiving testimony and other evidence from all interested parties regarding this Application. The time and date of this hearing will be furnished to all interested parties at a later date.

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission’s Rules of Practice and Procedure on or before **June 18, 2009**, and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. ***Please refer to Docket No. 2009-197-C.***

Any person who wishes to testify and present evidence at the hearing should notify the Docketing Department, in writing, at the address below, the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201, and Carey Roesel, Consultant, at the above address, on or before **June 18, 2009**, and indicate the amount of time required for his presentation. ***Please refer to Docket No. 2009-197-C.***

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department, in writing, at the address below on or before **June 18, 2009**. ***Please refer to Docket No. 2009-197-C.***

PLEASE TAKE NOTICE: Any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission’s Procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina
Attn: Docketing Department
Post Office Drawer 11649
Columbia, South Carolina 29211